

§

re Application of:

Donald H. Williams et al.

Serial No.:

10/684,180

Filed:

October 10, 2003

For:

METHOD OF MANUFACTURING

AN ELECTRIC MOTOR

§ § 888888

Examiner:

Phan, Thiem D.

3729

Atty. Docket: REEL:0019-1/YOD/EUB

Group Art Unit:

00RE068A

Mail Stop Petitions

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION OR MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. 1.6(d) or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

September 29, 2006

Date

Dear Sir:

REQUEST FOR RECONSIDERATION OF PETITION DECISION

This Request for Reconsideration is filed in response to the Decision on Petition mailed July 31, 2006, regarding Applicants' Petition to Withdraw Holding of Abandonment under 37 C.F.R. § 1.181(a) filed June 2, 2006. The Petition was originally filed in response to the Notice of Abandonment mailed on May 11, 2006, a copy of which is enclosed herewith as Exhibit 1. The Notice states that the above-referenced application has been abandoned for failure to timely pay the required issue and publication fees within the statutory period of three months from the mailing of the Notice of Allowance on January 6, 2006. A copy of this Notice of Allowance is enclosed herewith as Exhibit 2. Applicants respectfully, but vigorously, traverse this holding of abandonment, as this holding directly resulted from a clerical error in the Deposit Account Division of the United States Patent and Trademark Office. In view of the following remarks and additional evidence, Applicants respectfully request withdrawal of the holding of abandonment and that the present application be allowed to proceed to issue.

Moreover, as discussed in greater detail below, the Patent Office received and deposited a check to replenish the Assignee's deposit account, but failed to timely credit the proper deposit account. In fact, the funds were not credited to the Assignee's deposit account until the error was noticed by the Assignee and pointed out to the Deposit Account Division approximately eight days after the check had *cleared* the Assignee's financial institution. Upon notification of their error, the Deposit Account Division promptly corrected the error and credited the proper deposit account. This delay by the Office in crediting the appropriate deposit account, however, resulted in the present holding of abandonment in the above-identified application. Accordingly, Applicants respectfully request reconsideration of the previous petition, withdrawal of the Notice of Abandonment, and issuance of the above-referenced patent application.

Particularly, on February 15, 2006, the Assignee of the present application prepared and mailed a check in the amount of \$37,780.00 to the Patent Office in accordance with their standard operating procedures to replenish their deposit account. Redacted copies of screenshots generated by the Assignee's accounting software are enclosed herewith as Exhibit 3, which indicate the *information printed on the check and attached stub* mailed to the Patent Office on February 15, 2006. This information evidences the date and amount of the replenishment payment, *and the deposit account to which the payment was to be credited*, Deposit Account No. 01-0857, as emphasized in Exhibit 3. This check was accepted and deposited by the Patent Office, and cleared the Assignee's financial institution on February 21, 2006.

On February 22, 2006, Applicants filed a Part B – Fee(s) Transmittal of Form PTOL-85 ("Fee Transmittal") authorizing the issue and publication fees to be charged to the Assignee's deposit account, i.e., Deposit Account No. 01-0857. A copy of this Fee Transmittal is enclosed herewith as Exhibit 4. The Fee Transmittal was received by the Patent Office on February 27, 2006. *See* Exhibit 4. Unfortunately, when the Fee Transmittal was processed on February 28, 2006, the Assignee's deposit account had not been updated to reflect the aforementioned replenishment payment (which had already cleared the Assignee's financial institution as of

February 21, 2006). Copies of the internal deposit account inquiry and Notice of Fee Due by the Patent Office are enclosed herewith as Exhibit 5. As indicated in Exhibit 5, the deposit account inquiry by the Office on February 28, 2006, indicated the balance of the Assignee's deposit account to be only \$112.00. Applicants respectfully note that this balance (on February 28, 2006) failed to reflect the payment of \$37,780, as discussed above, that had cleared the Assignee's financial institution on February 21, 2006. In other words, while the balance should have been \$37,892.00 as of February 28, 2006, a clerical error in the Deposit Account Division resulted in an erroneous balance of only \$112.00 that, in turn, resulted in the present holding of abandonment for appearing to have insufficient funds in the deposit account to pay the issue and publication fees for the above-identified patent application.

Applicants would like to note that the Deposit Account Division promptly acknowledged and rectified their accounting error upon notification of the error by the Assignee on March 1, 2006. The present holding of abandonment, however, is a direct result of this accounting error. Further, neither the Examiner nor the Deposit Account Division believes that they have the requisite authority to withdraw the holding of abandonment resulting from the Office's error. Consequently, Applicants are filing the present Request for Reconsideration in order to advance the above-identified application to issuance. Additionally, while Applicants have provided facts and evidence believed relevant to resolve this issue, and would be happy to provide any additional facts or evidence that would be helpful and are in Applicants' or the Assignee's possession, it is respectfully submitted that the Patent Office itself, and the Deposit Account Division in particular, may have additional relevant evidence that is unavailable to Applicants or the Assignee and could be discovered through a simple accounting inquiry by the Patent Office.

Finally, Applicants note that this clerical error has similarly impacted a second application, Serial No. 10/675,723. In response to a preliminary inquiry with respect to that application, the Office of Finance indicated that the Assignee's replenishment funds were initially credited to Deposit Account No. 18-1750, until the Office received notification of the error. However,

Applicants respectfully note that the crediting of this account is directly contrary to the indication on the attached replenishment check and stub, which clearly and unmistakably indicated that the funds were for Deposit Account No. 01-0857 – the Assignee's one, and only, deposit account. Further, the Assignee has no knowledge as to why the Office would credit the improper account instead of the single deposit account indicated with the check, and notes that the similarity between the digits of the two accounts suggest that this may have been a simple data entry error.

In view of the facts outlined above, Applicants respectfully submit that authorization for payment of the issue and publication fees was provided on February 22, 2006, which is well within the three-month statutory period following the mailing of the Notice of Allowance on January 6, 2006. Further, Applicants respectfully submit that, but for the clerical error committed by the Deposit Account Division in failing to deposit the funds to the deposit account *explicitly listed* on the check stub, these fees would have been paid according to that authorization. Accordingly, Applicants respectfully request reconsideration of the petition decision and withdrawal of the improper holding of abandonment with respect to the present application.

It is not believed that any fees are required for filing this Request for Reconsideration due to the mistake being on the part of the Patent Office. However, the Commissioner is authorized to charge any requisite fees to Deposit Account No. 01-0857; Order No. 00RE068A/YOD (REEL:0019-1). If an Office representative believes that a telephonic interview will be of assistance, the representative is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date: September 29, 2006

L. Lee Eubanks IV Reg. No. 58,785 FLETCHER YODER P.O. Box 692289 Houston, TX 77269-2289 (281) 970-4545

CORRESPONDENCE ADDRESS
ALLEN-BRADLEY COMPANY, LLC
Patent Department/704P Floor 8 T-29
1201 South Second Street
Milwaukee, Wisconsin 53204
Attention: Mr. Alexander Gerasimow

Phone: (414) 382-2000



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/684,180	10/10/2003	Donald H. Williams	REEL:00191/YOD 2586 00RE068A	
75	90 05/11/2006	EXAMINER		
Alexander Ger	asimow		PHAN, T	HIEM D
Allen-Bradley (Company			
Patent Dept., 70	4P Floor 8 T29		ART UNIT	PAPER NUMBER
1201 South Seco			3729	
Milwaukee, WI	53204	DATE MAILED: 05/11/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)							
Notice of Abandan-aut	10/684,180	WILLIAMS							
Notice of Abandonment	Examiner	Art Unit							
	PHAN	3729							
- The MAILING DATE of this communication app									
- The MAILING DATE of this communication appears on the cover sheet with the correspondence address- This application is abandoned in view of:									
Applicant's failure to timely file a proper reply to the Office (a) A reply was received on (with a Certificate of M period for reply (including a total extension of time of) A proposed reply was received on but it does not perform the period of	alling or Transmission datedmonth(s)) which expired on								
(b) ☐ A proposed reply was received on, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).									
(c) A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).									
(d) ☐ No reply has been received.									
Applicant's failure to timely pay the required Issue fee and from the mailing date of the Notice of Allowance (PTOL-8).	5).								
(a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the Issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).									
(b) ☑ The submitted fee of \$0 is insufficient. A balance of \$0	<u>1700</u> is due.								
The issue fee required by 37 CFR 1.18 is \$1400. The	e publication fee, if required by 37 C	FR 1.18(d), is \$ <u>300</u> .							
(c) The issue fee and publication fee, if applicable, has no	t been received.								
 Applicant's failure to timely file corrected drawings as requ Allowability (PTO-37). 	ired by, and within the three-month p	period set in, the Notice of							
 (a) ☐ Proposed corrected drawings were received on after the expiration of the period for reply. 	(with a Certificate of Mailing or Tran	smission dated), which is							
(b) ☐ No corrected drawings have been received.									
 The letter of express abandonment which is signed by the the applicants. 	attorney or agent of record, the assi	ignee of the entire interest, or all of							
 The letter of express abandonment which is signed by an 1.34(a)) upon the filing of a continuing application. 	attomey or agent (acting in a repres	entative capacity under 37 CFR							
 The decision by the Board of Patent Appeals and Interference of the decision has expired and there are no allowed claim 		e the period for seeking court review							
7. The reason(s) below:									
•									
•		lgd							
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdra- minimize any negative effects on patent term.	w the holding of abandonment under 37 (CFR 1.181, should be promptly filed to							

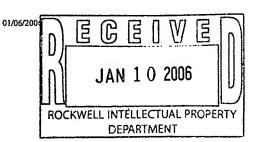


United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450

NOTICE OF ALLOWANCE AND FEE(S) DUE

7590 Alexander Gerasimow Allen-Bradley Company Patent Dept., 704P Floor 8 T29 1201 South Second Street Milwaukee, WI 53204



EXAMINER PHAN, THIEM D ART UNIT PAPER NUMBER 3729 DATE MAILED: 01/06/2006

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/684,180	10/10/2003	Donald H. Williams	REEL:00191/YOD 00RE068A	2536

TITLE OF INVENTION: METHOD OF MANUFACTURING AN ELECTRIC MOTOR

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	МО	\$1400	\$300	\$1700	04/06/2006

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

FOR_

I. Review the SMALL ENTITY status shown above. CHEC'D BY

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown

- above. B. If the status above is to be removed, check box 5b on Part B -
- Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

- A. Pay TOTAL FEE(S) DUE shown above, or
- B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.
- II. PART B FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.
- III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

Page 1 of 3

PSY REEL:0019-1 REMTR-AMG

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	Application No.	Applicant(s)							
Notice of Allowability	10/684,180	WILLIAMS ET AL.							
Notice of Allowability	Examiner	Art Unit							
	Tim Phan	3729							
The MAILING DATE of this communication appe All claims being allowable, PROSECUTION ON THE MERITS IS (herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIV of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in this app or other appropriate communication GHTS. This application is subject to	plication. If not included n will be mailed in due course. THIS							
1. This communication is responsive to <u>11/14/05</u> .									
2. The allowed claim(s) is/are 1-10 and 23-36.									
 3. ☐ Acknowledgment is made of a claim for foreign priority under a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have 	been received.								
2. Certified copies of the priority documents have									
3. Copies of the certified copies of the priority documents have been received in this national stage application from the									
International Bureau (PCT Rule 17.2(a)).									
* Certified copies not received:									
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.									
4. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.									
5. CORRECTED DRAWINGS (as "replacement sheets") must									
• • •	(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached								
1) ☐ hereto or 2) ☐ to Paper No./Mail Date									
(b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date									
Identifying indicia such as the application number (see 37 CFR 1.8 each sheet. Replacement sheet(s) should be labeled as such in the	4(c)) should be written on the drawing e header according to 37 CFR 1.121(d	gs in the front (not the back) of l).							
6. DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT F	It of BIOLOGICAL MATERIAL M OR THE DEPOSIT OF BIOLOGICA	nust be submitted. Note the AL MATERIAL.							
Attachment(s)	r - Netice of Informal De	-tt Analisation (DTO 452)							
1. Notice of References Cited (PTO-892)		atent Application (PTO-152)							
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	Paper No./Mail Date	e							
3. Information Disclosure Statements (PTO-1449 or PTO/SB/08), 7. Examiner's Amendm	ent/Comment							
Paper No./Mail Date 4. Examiner's Comment Regarding Requirement for Deposit	8. 🛛 Examiner's Statemer	nt of Reasons for Allowance							
of Biological Material	9.								

Application/Control Number: 10/684,180

Art Unit: 3729

REASONS FOR ALLOWANCE

1. The following is an examiner's statement of reasons for allowance:

The prior art does not teach or fairly suggest all of the limitations of the claimed invention including a method of manufacturing an electric motor with the steps of protruding a portion of a conduit box to form a hollow extension and plastically deforming the extension to form the flange or plastically deforming an extension from a bottom of a conduit box through an in-through-a-motor-housing to form a flange.

The applicants' remarks filed on 11/14/05 (Page 5, last paragraph – page 8), which are incorporated herein by reference and made a part hereof as though they were fully written, are persuasive to the issue of patentability.

Any comments considered necessary by applicants must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tim Phan whose telephone number is 571-272-4568. The examiner can normally be reached on M - F, 9AM - 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

Application/Control Number: 10/684,180

Art Unit: 3729

supervisor, Peter Vo can be reached on 571-272-4690. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Tim Phan Examiner Art Unit 3729

tp January 4, 2006 A. DEXTER TUGBANG PRIMARY EXAMINER



United States Patent and Trademark Office

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United States Patent and Trademark Office
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/684,180	10/10/2003	Donald H. Williams	REEL:0019-1/YOD 00RE068A	2586
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Patent Dept., 704P	Floor 8 T29		ART UNIT	PAPER NUMBER
1201 South Second	Street		3729	
Milwaukee, WI 532	204	DATE MAILED: 01/06/2000	5	

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 0 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 0 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571) 272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

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PART B - FEE(S) TRANSMITTAL omplete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 FEB 2 7 2006 Alexandria, Virginia 22313-1450 (571) 273-2885 or Fax STRUCTIONS: 50 form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks I through 5 should be completed where and believe and publication of maintenance fees will be mailed to the current correspondence address as indicated to the current correspondence address. maintenance fee notifications Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission. CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address) 01/06/2006 7590 Alexander Gerasimow Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below. Allen-Bradley Company Patent Dept., 704P Floor 8 T29 1201 South Second Street (Denositor's name Sasan M. Donahue Milwaukee, WI 53204 (Signa February 22, 2006 (Date CONFIRMATION NO. FIRST NAMED INVENTOR ATTORNEY DOCKET NO. APPLICATION NO. FILING DATE REEL:0019--1/YOD 2586 Donald H. Williams . 10/10/2003 10/684,180 00RE068A TITLE OF INVENTION: METHOD OF MANUFACTURING AN ELECTRIC MOTOR TOTAL FEE(S) DUE DATE DUE ISSUE FEE PUBLICATION FEE APPLN, TYPE SMALL ENTITY \$1700 04/06/2006 \$300 nonprovisional NO \$1400 CLASS-SUBCLASS ART UNIT EXAMINER 029-596000 PHAN, THIEM D 3729 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). 2. For printing on the patent front page, list Patrick S. Yoder (i) the names of up to 3 registered patent attorneys or agents OR, alternatively, ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. 2 Alexander M. Gerasimow (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required. -3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment. (B) RESIDENCE: (CITY and STATE OR COUNTRY) (A) NAME OF ASSIGNEE RELIANCE ELECTRIC TECHNOLOGIES, LLC MAYFIELD HEIGHTS, OHIO U.S.A. Please check the appropriate assignee category or categories (will not be printed on the patent): 🔲 Individual 🛣 Corporation or other private group entity 🚨 Government 4a. The following fee(s) are enclosed: 4b. Payment of Fee(s): 🔀 Issue Fee A check in the amount of the fee(s) is enclosed. Publication Fee (No small entity discount permitted) Payment by credit card. Form PTO-2038 is attached. Advance Order - # of Copies 5. Change in Entity Status (from status indicated above) □ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2). a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

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February 22, 2006 Date

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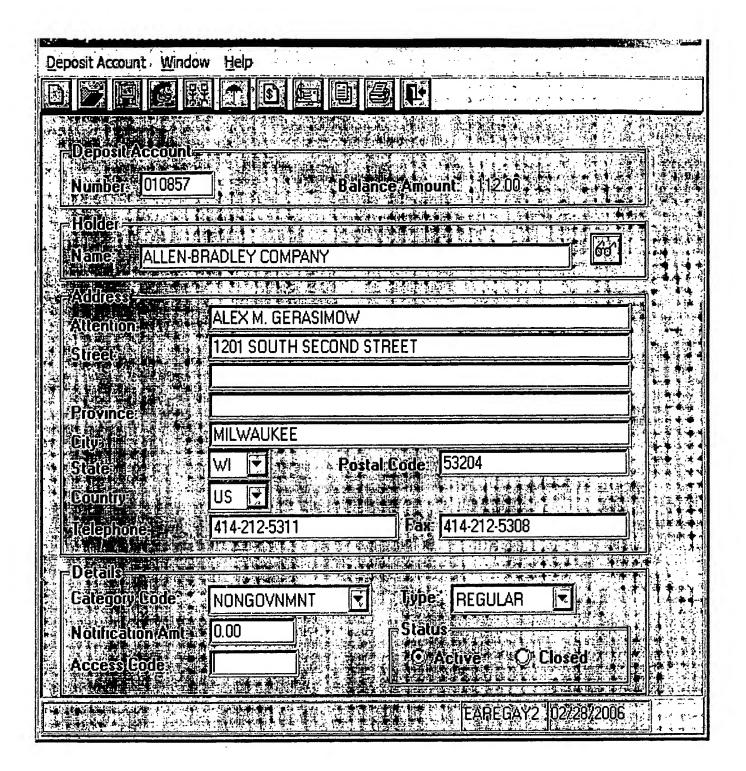
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